

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.26201 of 2025

Arising Out of PS. Case No.-1126 Year-2024 Thana- ALAMGANJ District- Patna

Munilal @ Gourav Kumar Yadav son of Sri Gaurishankar Rai @ Gauri Rai
village- Idgahpar Khara Kuan, Makhanpur, Po- Guljarbagh, Ps- Alamganj,
Dist- Patna

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Pramod Kumar, Advocate
For the Opposite Party/s : Mr. Nityanand, APP

**CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH
MISHRA**

ORAL ORDER

5 22-08-2025 Heard learned counsel for the petitioner and learned
APP for the State.

2. The matter in hand is that during the pendency of
the present regular bail application the petitioner was granted
bail by the learned Court below.

3. This Court vide order dated 07.07.2025 directed the
learned Court below to submit an explanation as to under what
circumstances and on what basis the petitioner was released on
bail despite the fact that the bail application of the petitioner
was pending before this Court.

4. Accordingly, learned Special Judge (Excise), Civil
Court, Patna City has sent an explanation contained in letter
number 142, dated 21.07.2025 stating therein that the petitioner



in his application for grant of bail had stated that; “*the petitioner’s bail application is not pending in any superior court*”. In Para-2 of the bail application, it was also mentioned that “*The regular bail application of the applicant was filed in the court of learned Special Judge (Excise), Civil Court, Patna City before framing of charges which has been rejected, the case is pending*”.

5. In view of the above, let the explanation dated 21.07.2025 sent by the learned Special Judge (Excise), Civil Court, Patna City is hereby accepted.

6. At this stage, learned counsel for the petitioner seeks permission of this Court to withdraw this bail application.

7. Prayer is accorded.

8. Accordingly, the present bail application is dismissed as withdrawn.

(Rudra Prakash Mishra, J)

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